

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 J.F., a minor, by and through her
12 Guardian Ad Litem, LIZ FRANCO, et
13 al.,

14 Plaintiffs,

15 vs.

16 CITY OF WOODLAKE, et al.,

17 Defendants.
18
19
20

Case No. 1:23–CV–01569–JLT–BAM

**[PROPOSED] ORDER APPROVING
UNOPPOSED *EX PARTE*
APPLICATION FOR APPROVAL
OF COMPROMISE OF THE CLAIM
OF MINOR PLAINTIFFS J.F AND
V.F.**

21 **[PROPOSED] ORDER**

22 This Court, having considered Plaintiffs’ and Petitioner Liz Franco’s
23 Unopposed *Ex Parte* Application for Compromise of the Claims of Minor Plaintiff
24 J.F. and V.F., and GOOD CAUSE appearing therein, hereby GRANTS the
25 Application and makes the following orders:

26 1. The settlement of minor Plaintiff V.F. and J.F.’s action against the
27 Defendants, including Defendant City of Woodlake, in the net amount of \$100,000
28

1 per Plaintiff (three Plaintiffs in total) is hereby approved, plus \$150,000 in
2 attorney's fees, including statutory fees and costs.

3 3. Defendants, through counsel, shall prepare and deliver the drafts for the
4 gross settlement proceeds no later than 30 days of this Order being issued, payable
5 as follows:

- 6 (1) A single draft for \$150,000 shall be made payable to the "Law
7 Offices of Dale K. Galipo, Client Trust Account." These funds
8 shall be used to satisfy all the attorneys' fees and costs owed (by
9 all three Plaintiffs M.M., J.F. and V.F.) to the Law Offices of
10 Dale K. Galipo.
- 11 (2) A draft for \$100,000 shall be made payable to Metropolitan
12 Tower Life Insurance Company ("MetLife"). These funds shall
13 be used to purchase an annuity in accord with the Addendum
14 ("Exhibit A") to this Order which outlines the future periodic
15 payments.
- 16 (3) With these funds, the Defendants/Assignee shall purchase an
17 annuity policy from Metlife, which is rated A+ Superior, as
18 determined by A.M. Best Company. Metlife will act as
19 Guarantor for Assignee of the payments outlined in the
20 Addendum to this Order as "Exhibit A".
- 21 (4) A draft for \$100,000 shall be made payable to Metropolitan
22 Tower Life Insurance Company ("MetLife"). These funds shall
23 be used to purchase an annuity in accord with the Addendum
24 ("Exhibit B") to this Order which outlines the future periodic
25 payments.
- 26 (5) With these funds, the Defendants/Assignee shall purchase an
27 annuity policy from Metlife, which is rated A+ Superior, as
28 determined by A.M. Best Company. Metlife will act as

1 Guarantor for Assignee of the payments outlined in the
2 Addendum to this Order as “Exhibit B”.

3 (6) The Court directs the Assignee to purchase the annuity contracts
4 on behalf of the minor plaintiffs. The funds shall be disbursed in
5 accord with the terms of the Annuities as outlined in the
6 Addendum attached to this Order as “Exhibit A” and “Exhibit
7 B”. Metlife shall act as Guarantor of the Defendant/Assignee.
8 Disbursement drafts will be made payable and will begin being
9 issued directly to J.F. and V.F. upon reaching the age of maturity
10 according to the payment schedule. Further, as set forth in
11 “Exhibit A” and “Exhibit B” a monthly payments of \$350 shall
12 to be made to parent and Petitioner Liz Franco (for 5 years and 8
13 months for J.F. and 3 years and 2 month for V.F.). These
14 monthly payments of \$350 shall be used specifically and
15 exclusively on minors J.F. and V.F. for their necessities of life,
16 including food, clothing, shelter and educational expenses.

17
18 **IT IS SO ORDERED.**

19
20 Dated: _____, 2025

21 Honorable Jennifer L. Thurston
22 United States District Court
23 Eastern District of California
24
25
26
27
28